



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/517,874	03/02/2000	Swain W. Porter	41003.P013x	5325

25943 7590 09/10/2003

SCHWABE, WILLIAMSON & WYATT, P.C.
PACWEST CENTER, SUITES 1600-1900
1211 SW FIFTH AVENUE
PORTLAND, OR 97204

[REDACTED] EXAMINER

NGUYEN, THOMAS T

[REDACTED] ART UNIT [REDACTED] PAPER NUMBER

2174

DATE MAILED: 09/10/2003

10

Please find below and/or attached an Office communication concerning this application or proceeding.

3

PRELIMINARY ACTION

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- A. Claims 1-13, 16-24 drawn to "window or viewport", classified in class 345, subclass 781.
- B. Claims 14-15, and 25-34, drawn to "a display device driver to configure a display hardware", classified in class 345, subclass 204.

The two inventions above are distinct, each from other, at least for the following reason:

Invention A and B are related as sub-combinations disclosed as usable together in a single combination. But if the sub-combinations can be used separately, without one depending upon the other, as in invention A's processing of workspace in a window need not be used with invention B's processing a display mode, implement a display device driver, and configuring a display hardware.

Because the inventions are distinct for the reason given above and have acquired a separate status in the art as shown by their different classification, and because the search for group of invention A is not required for group of invention B, restriction for examination purposes as indicated is proper.

A telephone call was made to Aloysis T.C.AuYeung on 08-22 and 09-05 to request an oral election to the above restriction requirement, but did not result in an election being made.

Conclusion

Any inquiry concerning this communication or earlier communications should be directed to the Patent Examiner **Thomas Nguyen**, whose telephone number is (703) 308-7240 (Monday to Friday 10:00 - 6:30 ET) or *Kristine Kincaid* *Supervisory Patent Examiner* (703) 308-0640. Other inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3900 and Official-Fax number (703) 746-7239 for After Final (703) 746-7238. Please label properly on the cover page of facsimile communications.

Thomas T. Nguyen
September 06, 2003

Kristine Kincaid
KRISTINE KINCAID
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100